U.S. DISTRICT COURT DISTRICT OF NH

UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE 2019 JUN 24 AM 11: 40

BROC T. WALTERMEYER

Plaintiff,

٧.

Civil No. 19-cv-233-LM

ROBERT HAZELWOOD, Warden, and DIANE L. KISTLER, Health Sevices Doctor

Defendants.

MOTION FOR LEAVE TO AMEND PETITION FOR PERLIMINARY INCURCTION (Fed.R.Civ.P. 15(a))

NOW COMES, BROC T. WALTERMEYER, acting Pro se, Petitioning His Honorable Court to amend his Petition for Preliminary Injunction. For the following reason(s):

1. In the interest of justice Petitioner would like to attach his Newly acquired Medical records and Declaration as Exhibits A and E, respectively.

WHEREFORE, the Petitioner prays this Honorable Court grants his molion.

Dalle: June 20, 2019

Respectfully submitted,

BROC T. WALTERMEYER

BROC T. WALTERMEYER Reg. No. 18002-047 Federal Corrections Institutionat Berlin P.O. Box 9000 Berlin, NH 03570 U.S. DISTRICT COURT DISTRICT OF NH 2019 JUN 24 AN II: 40

Thursday, June 20, 2019

Warren B. Rudman, United States Courthouse Office of the Clerk 55 Pleasant Street, Room 110 Concord, NH 03301

RE: BROC T. WALTERMEYER VS. WARDEN ROBERT HAZELWOOD Civ. No. 19-cv-233-LM

Dear Clerk:

Please kindly find encl||sed and for filing with the Court in the above-captioned case are copies of Plaintiff's Motion for Leave to Amend, and Plaintiff's Declaration in Support.

Please kindly note all parties have been served in the manner indicated on the attached Certificate of Service.

In addition, said documents should be deemed as timely filed on the day handed to prison officials. Pursuant to Houston v. Lack, 487 U.S. 266 (1988)(Prison mail is to be deemed on the day it was delivered to prison officials for mailing and not the day it is docketed).

Moreover, pursuant to Fed.R.Civ.P., Rule 6(d), an additional three days should be added, that is, owing to the Defendant's Objection to Petition for Preliminary Injunction mailed on June 7, 2019, normal response of 14 days is explicated under the rule, thus, Mr. Waltermeyer's due date should be extended to Monday, June 24, 2019.

Thank you in advance for your kind attention in this critically important matter. Cordially,

BROC T. WALTERMEYER

UNITED	STA	TES	DIS	TRICT	COURT
DTSTR	TCT	OF	NEW	HAMPS	HTRE

BROC T. WALTERM EYER

Plaintiff,

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Civil No. 19-cv-233-LM

ROBERT HAZELWOOD, Warden, and

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Defendants.

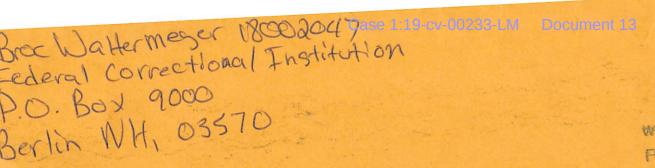
CERTIFICATE OF SERVICE

I, BROC T. WALTERMEYER, do hereby certify that a copy of the foregoing:

Motion in Response to the United States Objection...; and Plaintiff's Declaration
have been this 20th day of June, 2019, having been placed in the U.S. Postal mail
system, at FCI Berlin to be forwarded to the following:

T. David Plourde Assistant U.S. Attorney Chief, Civil Division United States Attorney's Office 53 Pleasant Street, 4th Floor Concord, NH, 03301

BROC T. WALTERMEYER





Warren B. Rudman United States Count House Office of the Clerk 55 Pleasant Street room 110 Concord WH 03301

Legal mail

White River JCT PADIC 05001

FCI BERLIN P.O. BOX 69 BERLIN, NH 03570 DATE: ____

"The enclosed letter was processed through special mailing procedures for forwarding to you. The letter has neither been opened nor inspected. If the writer raises a question or problem over which this facility has jurisdiction, you may wish to return the material for further information or clarification. If the writer enclosed correspondence for forwarding to another addressee, please return the enclosed to the above address."

